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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/622,072	07/17/2003	Kathryn E. Uhrich	01435.028US1	5968
53137	7590	04/26/2007	EXAMINER	
VIKSNINS HARRIS & PADYS PLLP P.O. BOX 111098 ST. PAUL, MN 55111-1098			GRAFFEO, MICHEL	
			ART UNIT	PAPER NUMBER
			1614	
SHORTENED STATUTORY PERIOD OF RESPONSE	MAIL DATE	DELIVERY MODE		
30 DAYS	04/26/2007	PAPER		

Please find below and/or attached an Office communication concerning this application or proceeding.

If NO period for reply is specified above, the maximum statutory period will apply and will expire 6 MONTHS from the mailing date of this communication.



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APPLICATION NO./ CONTROL NO. 10/622072	FILING DATE 7/17/03	FIRST NAMED INVENTOR / Uhrich PATENT IN REEXAMINATION	ATTORNEY DOCKET NO. 01435, 028 US1
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EXAMINER

Graffeo

ART UNIT 1614	PAPER
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20070419

DATE MAILED:

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Commissioner for Patents

See attached.

Art Unit: 1614

## **DETAILED ACTION**

Applicant's election filed 12 January 2007 is acknowledged but is considered non-responsive. Applicant's attention is directed to pages 2-3 and 6 of the Restriction Requirement, mailed 6 December 2006, which requires a further election of a Specie of anti-inflammatory agent as well as a Specie of polymer. Additionally, as noted on page 7, Applicant must identify the claims encompassing the elected invention.

### ***Conclusion***

Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this communication is set to expire ONE MONTH from the mailing date of this communication and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this communication.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Michel Graffeo whose telephone number is 571-272-8505. The examiner can normally be reached on 9am to 5:30pm Monday to Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ardin Marschel can be reached on 571-272-0718. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Art Unit: 1614

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

19 April 2007

MG

*Ardin H Marschel 4/23/07*  
ARDIN H. MARSCHEL  
SUPERVISORY PATENT EXAMINER